

04-16-01

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## UTILITY PATENT APPLICATION TRANSMITTAL

Submit an original and a duplicate for fee processing  
(Only for new nonprovisional applications under 37 CFR 1.53(b))

## ADDRESS TO:

Assistant Commissioner for Patents  
Box Patent Application  
Washington, D.C. 20231

Attorney Docket No. 01-099

First Named Inventor Rudger Rubbert

Express Mail No. EK917566871US

Total Pages

## APPLICATION ELEMENTS

1. ☒ Transmittal Form with Fee
  2. ☒ Specification (including claims and abstract) [Total Pages 127]
  3. ☒ Drawings [Total Sheets 51]
  4. ☒ Oath or Declaration [Total Pages 4]
    - a. ☐ Newly executed
    - b. ☐ Copy from prior application

**[Note Boxes 5 and 17 below]**

  - i. ☐ Deletion of Inventor(s) Signed statement attached deleting inventor(s) named in the prior application
5. ☐ Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
  6. ☐ Computer Code Listing (See 1.96)
    - a. ☐ Microfiche Appendix
    - b. ☐ CD-Rom (in duplicate, with separate transmittal)
  7. ☐ Nucleotide and/or Amino Acid Sequence Submission
    - a. ☐ Computer Readable Copy
    - b. ☐ Paper Copy
    - c. ☐ Statement verifying above copies
  8. ☒ Small Entity Status
    - ☒ is claimed
    - ☐ Statement filed in prior application; status still proper and desired
    - ☐ is no longer claimed.

## ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers
10. ☒ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)
  - ☐ PTO-1449 Form
  - ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
16. ☐ A Request for non-publication pursuant to 35 USC 122(b)(2)(B)(i)
17. ☐ Other:

18. ☒ This is a CONTINUING APPLICATION. Please note the following:

- a. ☐ This is a ☐ Continuation ☐ Divisional ☐ Continuation-in-part of prior application Serial No. 09/254,755 filed March 8, 1999 (MBHB 00-1029);

Serial No. 09/254,843 filed March 11, 1999 (MBHB 00-1031);

Serial No. 09/673,963 filed November 20, 2000 (MBHB 00-1033);

Serial No. 09/452,031 filed November 30, 1999 (MBHB 00-1022);

Serial No. 09/452,034 filed November 30, 1999 (MBHB 00-1020);

Serial No. 09/560,131 filed April 28, 2000 (MBHB 00-1000);

Serial No. 09/560,132 filed April 28, 2000 (MBHB 00-1001);

Serial No. 09/560,583 filed April 28, 2000 (MBHB 00-1002);

jc984 U.S. PTO  
09/834593  
04/13/01

04/13/01  
jc685 U.S. PTO

Serial No. 09/560,645 filed April 28, 2000 (MBHB 00-1004);  
 Serial No. 09/560,644 filed April 28, 2000 (MBHB 00-1005);  
 Serial No. 09/560,133 filed April 28, 2000 (MBHB 00-1006);  
 Serial No. 09/560,641 filed April 28, 2000 (MBHB 00-1023);  
 Serial No. 09/560,584 filed April 28, 2000 (MBHB 00-1025);  
 Serial No. 09/560,134 filed April 28, 2000 (MBHB 00-1027); and  
 Serial No. 09/616,093 filed July 13, 2000 (MBHB 00-1003).

- b. ☐ Cancel in this application original claims of the prior application before calculating the filing fee. (At least one claim must remain.)
- c. ☐ Amend the specification by inserting before the first line the sentence:  
 This is a ☐ continuation ☐ divisional ☐ continuation-in-part  
 of application Serial No.
- d. ☒ The prior application is assigned of record to ORaMetrix, Inc..

# UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Docket No. 01-099

## APPLICATION FEES

BASIC FEE				\$ 710.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	80 -20=	60	x \$18.00	\$ 1080
Independent Claims	8 - 3=	5	x \$80.00	\$ 400
<input checked="" type="checkbox"/> Multiple Dependent Claims(s) if applicable			+\$270.00	\$ 270
Total of above calculations =				\$ 2460
Reduction by 50% for filing by small entity =				\$(1230)
<input type="checkbox"/> Assignment fee if applicable			+\$40.00	\$
TOTAL =				\$ 1230

19. ☐ Please charge my Deposit Account No. 13-2490 in the amount of \$

20. ☒ A check in the amount of \$1230 is enclosed.

21. The Commissioner is hereby authorized to credit overpayments or charge any additional fees of the following types to Deposit Account No. 13-2490:

- a. ☒ Fees required under 37 CFR 1.16.  
 b. ☒ Fees required under 37 CFR 1.17.  
 c. ☒ Fees required under 37 CFR 1.18.

22. The Commissioner is hereby generally authorized under 37 CFR 1.136(a)(3) to treat any future reply in this or any related application filed pursuant to 37 CFR 1.53 requiring an extension of time as incorporating a request therefor, and the Commissioner is hereby specifically authorized to charge Deposit Account No. 13-2490 for any fee that may be due in connection with such a request for an extension of time.

## 23. CERTIFICATE OF MAILING

I hereby certify that, under 37 CFR § 1.10, I directed that the correspondence identified above be deposited with the United States Postal Service as "Express Mail Post Office to Addressee," addressed to the Asst. Commissioner for Patents, Box Patent Application, Washington, DC 20231, on the date indicated below.

## 24. USPTO CUSTOMER NUMBER

**\*20306\***

**20306**

PATENT TRADEMARK OFFICE

**McDonnell Boehnen Hulbert & Berghoff**

**25. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name Thomas A. Fairhall

Reg. No. 34,591

Signature

*Thomas A. Fairhall*

Date April 13, 2001

UTIL (Rev. 11/21/00)